

Senate Bill 86 with House Amendments

Senator Aikin called S. B. No. 86 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Aikin moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Corbin Fuller

Senate Bill 221 with House Amendments

Senator Bracewell called S. B. No. 221 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Bracewell moved that the Senate concur in the House amendments.

The motion prevailed.

Local and Uncontested Bill Session

On motion of Senator Martin, and by unanimous consent, the Senate agreed to hold a session for consideration of a Local and Uncontested Bill Calendar on Thursday, April 21, 1955, at 9:30 o'clock a. m.

Recess

On motion of Senator Weinert, the Senate, at 4:42 o'clock p. m. took recess until 10:30 o'clock a. m. tomorrow.

FIFTIETH DAY

(Continued)

(Thursday, April 21, 1955)

The Senate met at 9:30 o'clock a. m. and was called to order by the President Pro Tempore.

Local and Uncontested Bill Session

The President Pro Tempore announced that the time had arrived for the consideration of the Local and Uncontested Bill Calendar.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

House has appointed the following Conference Committee on H. B. No. 39: Burkett, Pyle, Cobb, Stilwell, Bradshaw.

S. B. No. 16, A bill to be entitled "An Act to define and regulate the business of representing Legal Reserve Life Insurance Companies as agent; to provide for the licensing of agents for such insurers; to provide minimum standards and qualifications as conditions precedent to issuance of licenses; to provide for the examination of applicants for said licenses; to provide for the renewal of existing licenses without examination; to fix examination and other fees; to authorize regulations for the administration of this Act; to provide penalties for violation of this Act; to repeal all laws or parts of laws inconsistent with this Act; to provide for partial invalidity; and declaring an emergency."

(With amendments.)

The House has concurred in Senate amendments to H. C. R. No. 35 by division vote of 111 ayes, 0 noes.

S. B. No. 157, A bill to be entitled "An Act authorizing payment of pub-

lication costs incurred in the collection of delinquent taxes or in the satisfaction of claims or judgments in favor of the State or any county, city, school district, or other political subdivision, out of general funds of the claimant; repealing conflicting laws; and declaring an emergency."

S. J. R. No. 1, Authorizing the issuance and sale of bonds by the State of Texas to create the Texas Water Development Fund.

(With amendments.)

S. C. R. No. 20, Expressing concern over the effect of the Phillips decision and the action of the Federal Power Commission on the conservation of oil and gas.

S. B. No. 25, A bill to be entitled "An Act providing for the assessment and collection of a fee or tax in divorce cases filed in counties having 350,000 population at the time of the last Federal Census or any future Federal Census; providing that such monies collected shall be placed in a separate fund and administered by the Commissioners Court of such counties for the purpose of maintaining a Child Support Office; providing that this Act shall not affect any other law now in effect with respect to any other county; and declaring an emergency."

S. B. No. 112, A bill to be entitled "An Act amending Section 3 of Chapter 12, Acts of the Fifty-first Legislature, First Called Session, 1950, so as to fix the punishment for conviction of the offense described in said Chapter 12 at confinement in the penitentiary for any term not to exceed twenty-five (25) years; and declaring an emergency."

S. B. No. 202, A bill to be entitled "An Act amending Article 8274, Revised Civil Statutes of Texas, 1925, same being Acts, 1866, pages 14, 15; General Laws, Volume 5, page 932; Acts 1879, page 99; General Laws, Volume 8, page 1399, relating to the rate of pilotage, which may be fixed under Articles 8267 and 8269, on any class of vessels in any port of this State, for each foot of water, which the vessel at the time of pilotage draws; and declaring an emergency."

(With amendment.)

S. B. No. 154, A bill to be entitled "An Act amending Article 135b-1 of the Revised Civil Statutes of Texas to prevent fraud in the sale of agricul-

tural insecticides and fungicides; providing for analysis by an approved commercial laboratory or the State Chemist; providing for a registration fee; providing for an appropriation; providing a saving clause; and declaring an emergency."

(With amendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Senate Bill 196 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 196, A bill to be entitled "An Act amending Subsection (a) of Section 104 of Chapter 421 of the Acts of the 50th Legislature, 1947, as amended, being Subsection (a) of Section 104 of Article 6701d of Vernon's Civil Statutes, to require vehicles to stop before passing a stopped school bus on any highway outside of any incorporated city or town, and then proceeding to pass in certain manner only; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 196 on Third Reading

Senator Latimer moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 196 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis

Senate Bill 377 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 377, A bill to be entitled "An Act authorizing parts of county line school districts to be annexed to adjacent junior college districts for junior college purposes only; defining county line school districts; providing invalidity of portion of the Act shall not affect validity of remainder; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 377 on Third Reading

Senator McDonald moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days to be suspended and that S. B. No. 377 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman

Strauss	Weinert
Wagon seller	Willis

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis

(Senator Hardeman in the Chair.)

Senate Bill 394 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 394, A bill to be entitled "An Act establishing County Juvenile Board in Wood County and Upshur County; prescribing membership organization, duties and compensation of its members; repealing conflicting laws; providing for severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 394 on Third Reading

Senator McDonald moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 394 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hardeman
Ashley	Hazlewood
Bracewell	Kazen
Colson	Kelley
Corbin	Lane
Fly	Latimer
Fuller	Lock

Martin	Rogers
McDonald	of Childress
Moffett	Rogers of Travis
Moore	Secrest
Owen	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Ratliff	Weinert
Roberts	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 311 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 311, A bill to be entitled "An Act creating the office of Commissioner of Health and abolishing the office of State Health Officer; defining duties; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 311 on Third Reading

Senator Martin moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 311 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Fly
Ashley	Fuller
Bracewell	Hardeman
Colson	Hazlewood
Corbin	Kazen

Kelley	Ratliff
Lane	Roberts
Latimer	Rogers
Lock	of Childress
Martin	Rogers of Travis
McDonald	Secrest
Moffett	Shireman
Moore	Strauss
Owen	Wagonseller
Parkhouse	Weinert
Phillips	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 358 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 358, A bill to be entitled "An Act amending the Texas Banking Code of 1943 so as to authorize state banks or trust companies to sell mortgages to the Federal National Mortgage Association, or any successor thereof; providing that such institutions may make capital contributions, and receive stock therefor, in connection with such sales, as may be required by law; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 358 on Third Reading

Senator Parkhouse moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 358 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 269 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 269, A bill to be entitled "An Act to confirm and validate all deeds of acquittance issued on lands lying across or partly across water-courses or navigable streams or the beds or abandoned beds thereof, or parts thereof, and to relinquish, quit-claim and grant to grantees and their assignees all of such lands, and minerals therein contained, across water-courses or navigable streams and also the beds or abandoned beds thereof, and minerals therein contained, where such deeds of acquittance have been issued and outstanding for a period

of ten years from the date thereof and have not been cancelled or forfeited, etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 269 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 269 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 67 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 67, A bill to be entitled "An Act amending Sec. 12a of Ch. 330, H. B. 141, Acts 53rd Leg., R.S., p. 819, so as to provide that during the 24 year period mentioned in Sec. 2 of Ch. 330, the Legislature shall make no appropriation out of State funds for acquiring or constructing buildings or other permanent improvements at educational institutions covered by Ch. 330, except in certain instances; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 67 on Third Reading

Senator Fuller moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 67 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman

Strauss	Weinert
Wagonseller	Willis

Senate Bill 400 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 400, A bill to be entitled "An Act validating Orange County Water Control and Improvement District No. 3; validating the creation order, confirming election, bond election, and proceedings in connection therewith; validating the bonds authorized at said election, and providing that said bonds when approved by the Attorney General, registered by the Comptroller, and delivered to the purchaser or purchasers shall be incontestable; validating governmental proceedings and acts; validating the area and boundary lines of said District; finding and determining that the lands and other property within said District are, and will be, benefited by the District and its improvements and facilities to be constructed and acquired; providing that the ad valorem basis or plan of taxation shall be used by the District and that it shall not be necessary to hold a hearing on the adoption of a plan of taxation; declaring that the District is essential to the accomplishment of the purpose of Section 59, Article 16, Constitution of Texas, and declaring the District to be a governmental agency, body politic, and municipal corporation; providing that this Act shall have no application to pending litigation in which the validity of creation of said District or of said bonds is involved if such litigation is ultimately determined against the legality thereof; providing a severability clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 400 on Third Reading

Senator Fuller moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 400 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bracewell
Ashley	Colson

Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 354 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 354, A bill to be entitled "An Act giving to George Parchman and wife, Leona Parchman, consent of the Legislature to sue the State of Texas, Texas State Highway Department and/or Texas State Highway Commission for the alleged taking of their lands and improvements thereon for public use by the Texas State Highway Department and for damages to 13 acres of land, more or less, and improvements thereon, situated in Franklin County, Texas, allegedly resulting from the construction of State Highway Number 1, U S. Highway Number 67, its subsequent maintenance, and the changes made in pre-existing water drainage facilities, which highway runs through Franklin County, Texas; providing that suit may be brought in a court of com-

petent jurisdiction in Franklin County, Texas; providing a savings clause; providing for service of process; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 354 on Third Reading

Senator Aikin moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 354 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Bill 349 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 349, A bill to be entitled "An Act for the purpose of obtaining and maintaining additional library facilities for rural high school district or independent school district, now or hereafter organized, having boundaries embracing the entire area of a single county in this State, which county now has, or may hereafter have, an assessed valuation in excess of thirty million dollars (\$30,000,000), by authorizing Courts and Boards of Library Trustees; providing for transfer of title of limited lots of land by school boards to such trustees; providing terms, conditions and limitations; repealing general laws or parts thereof in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 349 on Third Reading

Senator Fly moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 349 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hardeman
Ashley	Hazlewood
Bracewell	Kazen
Colson	Kelley
Corbin	Lane
Fly	Latimer
Fuller	Lock

Martin	Rogers
McDonald	of Childress
Moffett	Rogers of Travis
Moore	Secrest
Owen	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Ratliff	Weinert
Roberts	Willis

House Bill 632 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 632, A bill to be entitled "An Act enlarging, extending, and redefining the boundaries of Bell County Water Control and Improvement District No. 1; granting additional power and authority to said District; providing that certain provisions of the general law shall not apply to said district and prescribing certain procedure in regard to bond elections and the cancellation of the authority to issue bonds heretofore voted; validating the creation and organization of said District; providing that this Act shall be cumulative but shall control over the laws in conflict; providing a severability clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 632 on Third Reading

Senator Secrest moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 632 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the

bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Resolution 260

Senator Strauss offered the following resolution:

Whereas, We are honored today to have in the gallery 42 members of the sophomore class of Sealy High School of Sealy, Austin County, accompanied by Mrs. Billie Preilish and B. A. Ham, their teachers; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Strauss by unanimous consent presented the students and Mrs. Preibisch and Mr. Ham to the Members of the Senate.

Senate Resolution 261

Senator Ashley offered the following resolution:

Whereas, We are honored today to have in the gallery the Future Homemakers Class of Brownwood High School, Brownwood, Texas, accom-

panied by Mrs. R. F. Radius and Mrs. Ben Shelton; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

ASHLEY
HARDEMAN

The resolution was read and was adopted.

Senator Ashley by unanimous consent presented the students, Mrs. Radius and Mrs. Shelton to the Members of the Senate.

Senate Resolution 262

Senator Owen offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Mrs. Douglas Boren, Mrs. Si Capps and Future Homemakers Miss Jan Dunn and Miss Frazee Capps; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Owen by unanimous consent presented the guests to the Members of the Senate.

Senate Bill 366 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 366, A bill to be entitled "An Act to establish the Probate Court of Tarrant County; to define the jurisdiction thereof and to conform to such change the jurisdiction of the County Court of Tarrant County; and providing for the transfer of matters and proceedings from the County Court of Tarrant County to

said Probate Court of Tarrant County, declaring the validity in the transferred cases of writs and processes extant at the time of such transfer; granting said Court certain powers; providing for the practice and procedure in said Court, and for the terms of said Court, and the election, qualification and appointment of a judge thereof, and the execution of a bond and oath of office, the filling of vacancies on said court, and the election or appointment of a Special Judge; providing for a Clerk of said Court, and for the duties of said Clerk, and the duties of the Sheriff as to such Court; providing a seal for said Court; establishing the fees and compensation to be paid the Judge thereof, and providing for the payment of such compensation; conferring upon the County Judge the power and authority to transfer matters and proceedings from the County Court of Tarrant County to said Probate Court, and conferring upon the County Judge the power to sit and act as the Judge of said Court in certain cases; providing other provisions concerning the function and business of said Court; providing for other officers and employees of said Court; providing for a severability clause; and declaring an emergency."

The bill was read the second time.

Senator Willis offered the following amendment to the bill:

Amend Senate Bill No. 366 by deleting the period after the word "Tarrant" in line 21 of Section 4 of the printed bill and inserting in lieu thereof the following: "County."

The amendment was adopted.

Senator Willis offered the following amendment to the bill:

Amend Senate Bill No. 366, Section 10, Lines 65 and 66 of the printed bill by deleting the words "for County Judge in said county."

The amendment was adopted.

On motion of Senator Willis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 366 on Third Reading

Senator Willis moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three sev-

eral days be suspended and that S. B. No. 366 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 471 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 471, A bill to be entitled "An Act providing that in each county in this State having a population of six hundred thousand inhabitants or more according to the last preceding Federal census the commissioners' court may furnish the constables thereof two-way radios to be used in connection with the performance of their official duties regardless of whether the constables drive county

vehicles or their own personal vehicles; providing that the cost of the two-way radios, the installation thereof, all necessary repairs and other expenses in connection therewith shall be paid out of the general fund of the county; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 471 on Third Reading

Senator Parkhouse moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 471 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 399 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 399, A bill to be entitled "An Act relating to manufacture and sale of bedding; amending Sections 2 and 7 of Senate Bill No. 200, General Laws of the 46th Legislature, Regular Session, page 376, as amended, which pertain to labeling of bedding and registration for selling bedding."

The bill was read second time.

Senator Colson offered the following amendment to the bill:

Amend H. B. 399 by inserting the following at the proper place:

"Sec. 3. All laws or parts of laws in conflict with the provisions of this Act are hereby repealed to the extent of conflict only.

"Sec. 4. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

"Sec. 5. The fact the present law regulating the manufacture and sale of bedding is inadequate creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage and it is so enacted."

The amendment was adopted.

On motion of Senator Colson, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 399 on Third Reading

Senator Colson moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 399 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 475 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 475, A bill to be entitled "An Act amending subdivision (a) of Section 3, Chapter 42, General Laws of the 41st Legislature, Second Called Session, 1929, as amended (Subdivision (a), Section 3, Article 827a, Vernon's Penal Code) regulating the width of vehicles; fixing the limitation on the width of buses operated exclusively within certain cities and within contiguous cities, towns and suburbs; repealing Section 8b of Chapter 88, General Laws of the 41st Legislature, Second Called Session, 1929, as amended (Article 6675a-8b, Vernon's Civil Statutes) and incorporating certain provisions

from the repealed statute into the statute herein amended; and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. 475 by deleting the first paragraph of subsection (a) of Section 1 thereof and inserting in lieu thereof the following:

"(a) no vehicle shall exceed a total outside width, including any load thereon, of ninety-six (96) inches, except that the width of a farm tractor shall not exceed nine (9) feet, excepting further that the limitation as to size of vehicle stated in this section shall not apply to implements of husbandry, machinery used solely for the purpose of drilling water wells regardless of whether it is a unit in itself or is a unit mounted on a conventional vehicle or chassis, and highway building and maintenance machinery temporarily propelled or moved upon the public highways (excepting further, that the limitations as to size of vehicles stated in this section shall not apply to vehicles on which implements of husbandry are being carried or moved provided such vehicles are being moved by the owner thereof or his agent or employee for the purpose of carrying on agricultural operations, and provided further that such implements are being moved or carried a distance of not more than fifty (50) miles), and excepting further, that the width of a motor bus or trolley bus operated exclusively within the limits of an incorporated city in this State with inhabitants thereof in excess of 425,000 according to the latest preceding Federal census, and within cities, towns and suburbs contiguous thereto, shall not exceed one hundred two (102) inches."

The amendment was adopted.

On motion of Senator Bracewell, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 475 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 475 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 207 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 207, A bill to be entitled "An Act relating to the Board of Education of the Houston Independent School District; amending Section 27, Chapter 91, Acts of the 38th Legislature, 1923, so as to provide for publication of notice of a bond election in a newspaper or newspapers that is or are not printed on Sunday; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 207 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 432 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 432, A bill to be entitled "An Act concerning the performance of certain duties of the Judges of the County Courts at Law by the County Judge in counties of less than six hundred thousand (600,000) popula-

tion; validating such substituted actions; providing for no additional compensation for such acts; declaring this Act cumulative and severable; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 432 on Third Reading

Senator Fly moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 432 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 539 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 539, A bill to be entitled "An Act to enable counties having a population of 250,000 or more to establish the office of Post-Mortem Examiner; providing qualifications; providing for salaries, necessary staff and facilities; requiring death investigations and reports in certain circumstances; prohibiting removal of dead bodies in certain circumstances; providing for autopsies and disinterments in certain cases; providing for restrictions on cremations; requiring the keeping of records; vesting the powers of Justices of Peace as to death investigations in the Post-Mortem Examiner; defining penalties for violation of certain provisions of the Act; providing a severability clause; and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following amendment to the bill:

Amend House Bill 539 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Office Authorized. The Commissioners Court of any county having a population of Two Hundred Fifty Thousand (250,000) or more according to the last preceding Federal Census may establish and provide for the maintenance of the office of Medical Examiner subject to the provisions of this Act.

Section 2. Appointment and Qualifications. The Commissioners Court shall appoint the Medical Examiner, who shall serve at the pleasure of the Commissioners Court. No person shall be appointed Medical Examiner unless he is a physician licensed by the State Board of Medical Examiners. To the greatest extent possible, the Medical Examiner shall be appointed from persons having training and experience in pathology, toxicology, histology and other medicolegal sciences. The Medical Examiner shall devote so much of his time and energies as is necessary in the performance of the duties conferred in this Act.

Section 3. Assistants. The Medical Examiner may, subject to the approval of the Commissioners Court, employ such deputy examiners, scientific experts, trained technicians, officers and employees as may be necessary to the proper performance of the duties imposed by this Act upon the Medical Examiner.

Section 4. Salaries. The Commissioners Court shall establish and pay the salaries and compensations of the Medical Examiner and his staff.

Section 5. Offices. The Commissioners Court shall provide the Medical Examiner and his staff with adequate office space and shall provide laboratory facilities or make arrangements for the use of existing laboratory facilities in the county.

Section 6. Death Investigations. Any Medical Examiner, or his duly authorized deputy, shall be authorized, and it shall be his duty, to hold inquests with or without a jury within his county, in the following cases:

1. When a person shall die within twenty-four (24) hours after admission to a hospital or institution or in prison or in jail.

2. When any person is killed; or from any cause dies an unnatural death, except under sentence of the law; or dies in the absence of one or more good witnesses.

3. When the body of a human being is found, and the circumstances of his death are unknown.

4. When the circumstances of the death of any person are such as to lead to suspicion that he came to his death by unlawful means.

5. When any person commits suicide, or the circumstances of his death are such as to lead to suspicion that he committed suicide.

6. When a person dies without having been attended by a duly licensed and practicing physician, and the local health officer or registrar required to report the cause of death under Rule 41a, Sanitary Code of Texas, Article 4477, Revised Civil Statutes, General Laws, Forty-sixth Legislature, 1939, page 343, does not know the cause of death. When the local health officer or registrar of vital statistics whose duty it is to certify the cause of death, does not know the cause of death, he shall so notify the Medical Examiner of the county in which the death occurred and request an inquest.

7. When a person dies who has been attended immediately preceding his death by a duly licensed and practicing physician or physicians, and such physician or physicians are not certain as to the cause of death and are unable to certify with certainty the cause of death as required by Rule 40a, Sanitary Code of Texas, Article 4477, Revised Civil Statutes, Chapter 41, Acts, First Called Ses-

sion, Fortieth Legislature, 1927, page cause of death does not know the 116. In case of such uncertainty the attending physician or physicians, or the superintendent or general manager of the hospital or institution in which the deceased shall have died, shall so report to the Medical Examiner of the County in which the death occurred, and request an inquest.

The inquests authorized and required by this Article shall be held by the Medical Examiner of the county in which the death occurred.

In making such investigations and holding such inquests, the Medical Examiner or an authorized deputy may administer oaths and take affidavits. In the absence of next of kin or legal representatives of the deceased, the Medical Examiner or authorized deputy shall take charge of the body and all property found with it.

Section 7. Reports of Death. Any police officer, superintendent of institution, physician, or private citizen who shall become aware of a death under any of the circumstances set out in Section 6 of this Act, shall immediately report such death to the office of the Medical Examiner or to the city or county police departments; any such report to a city or county police department shall be immediately transmitted to the office of Medical Examiner.

Section 8. Removal of Bodies. When any death under circumstances set out in Section 6 shall have occurred, the body shall not be disturbed or removed from the position in which it is found by any person without authorization from the Medical Examiner or authorized deputy, except for purpose of preserving such body from loss or destruction or maintaining the flow of traffic on a highway, railroad or airport.

Section 9. Autopsy. If the cause of death shall be determined beyond a reasonable doubt as a result of the investigation, the Medical Examiner shall file a report thereof setting forth specifically the cause of death with the District Attorney or Criminal District Attorney, or in a county in which there is no District Attorney or Criminal District Attorney with the County Attorney, of the County in which the death occurred. If in the opinion of the Medical Examiner an autopsy is necessary, or if such is requested by the District Attorney or Criminal District Attorney,

or county attorney where there is no District Attorney or Criminal District Attorney, the autopsy shall be immediately performed by the Medical Examiner or a duly authorized deputy. In performing an autopsy the Medical Examiner or authorized deputy may use the facilities of any city or county hospital within the county or such other facilities as are made available. Upon completion of the autopsy, the Medical Examiner shall file a report setting forth the findings in detail with the office of the District Attorney or Criminal District Attorney of the county, or if there is no District Attorney or Criminal District Attorney, with the County Attorney of the county.

Section 10. Disinterments and Creations. When a body upon which an inquest ought to have been held has been interred, the Medical Examiner may cause it to be disinterred for the purpose of holding such inquest.

Before any body, upon which an inquest is authorized by the provisions of this Act can be lawfully cremated, an autopsy shall be performed thereon as provided in this Act, or a certificate that no autopsy was necessary shall be furnished by the Medical Examiner. Before any dead body can be lawfully cremated, the owner or operator of the crematory shall demand and be furnished with a certificate, signed by the Medical Examiner of the county in which the death occurred showing that an autopsy was performed on said body or that no autopsy thereon was necessary. It shall be the duty of the Medical Examiner to determine whether or not, from all the circumstances surrounding the death, an autopsy is necessary prior to issuing a certificate under the provisions of this section. No autopsy shall be required by the Medical Examiner as a prerequisite to cremation in case death was caused by the pestilential diseases of Asiatic cholera, bubonic plague, typhus fever, or smallpox, named in Rule 77, Sanitary Code of Texas, Article 4477, Revised Civil Statutes of Texas, 1925. All certificates furnished the owner or operator of a crematory by any Medical Examiner, under the terms of this Act, shall be preserved by such owner or operator of such crematory for a period of two (2) years from the date of the cremation of said body.

Section 11. Records. The Medical Examiner shall keep full and com-

plete records, properly indexed, giving the name if known of every person whose death is investigated, the place where the body was found, the date, the cause and manner of death, and all other relevant information concerning the death, and shall issue a death certificate. The full report and detailed findings of the autopsy, if any, shall be a part of the record. Copies of all records shall promptly be delivered to the proper District, County, or Criminal District Attorney in any case where further investigation is advisable. Such records shall be public records.

Section 12. Transfer of Duties of Justice of Peace. When the Commissioners Court of any county having a population of Two Hundred Fifty Thousand (250,000) or more according to the last preceding Federal Census shall establish the office of Medical Examiner, all powers and duties of Justices of the Peace in such county relating to the investigation of deaths and inquests shall vest in the office of Medical Examiner. Any subsequent general law pertaining to the duties of Justice of the Peace in death investigations and inquests shall apply to the Medical Examiner in such counties to the extent not inconsistent with this Act, and all laws or parts of laws otherwise in conflict herewith are hereby declared to be inapplicable to this Act.

Section 13. Penalty. Any person in violation of any provision of this Act, upon conviction, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment in the county jail for not more than thirty (30) days, or both such fine and imprisonment.

Section 14. Emergency. The fact that death investigations in the counties with large populations are becoming increasingly numerous and demand a degree of expertness not available under existing law, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be and the same is suspended, and this Act shall take effect from and after the date of its passage.

The amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend House Bill 539 by striking out all above the enacting clause and

substituting in lieu thereof the following:

A bill to be entitled "An Act to enable counties having a population of Two Hundred and Fifty Thousand (250,000) or more to establish the office of Medical Examiner; providing qualifications; providing for salaries, necessary staff and facilities; requiring death investigations and reports in certain circumstances; prohibiting removal of dead bodies in certain circumstances; providing for autopsies and disinterments in certain cases; providing for restrictions on cremations; requiring the keeping of records; vesting the powers of Justice of Peace as to death investigations in the Medical Examiner; defining penalties for violation of provisions of the Act; and declaring an emergency."

The amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 539 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 539 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bracewell
Ashley	Colson

Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

House Bill 855 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 855, A bill to be entitled "An Act authorizing cities which have adopted their charters under Article 11, Section 5, of the Constitution of Texas to abandon airport lands and properties for airport purposes, owned by such cities when same are no further needful for airport purposes, and to dispose of, lease for oil, gas and mineral exploration and development, or to sell such properties, or any part thereof, or to use such properties for any other useful purpose, and to use the proceeds therefrom for any needful municipal purposes; provided that this Act shall apply only to such cities located in counties having a population of not less than 150,000 and not more than 250,000 according to the last preceding Federal census; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 855 on Third Reading

Senator Fuller moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 855 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Kazen
Ashley	Kelley
Bracewell	Lane
Colson	Latimer
Corbin	Lock
Fly	Martin
Fuller	McDonald
Hardeman	Moffett
Hazlewood	Moore

Owen	Rogers of Travis
Parkhouse	Secrest
Phillips	Shireman
Ratliff	Strauss
Roberts	Wagonseller
Rogers	Weinert
of Childress	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 679 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 679, A bill to be entitled "An Act to amend Chapter 258, Acts of the Regular Session of the 49th Legislature (Vernon's Texas Civil Statutes, Article 1015g), pertaining to the acquisition, control and operation of toll bridges by cities and towns, enacting other provisions related to the subject; and declaring an emergency."

The bill was read second time.

Senator Kelley offered the following amendment to the bill:

Amend H. B. 679 by adding thereto a new section to be known as Section 2(a), which section shall read as follows:

"Section 2(a). That Section 13 of Chapter 258, Acts of the Regular Session of the 49th Legislature, be amended so as to be and read as follows:

"Sec. 13. The provisions of Articles 1111 to 1118, inclusive, of the Revised Civil Statutes of Texas of 1925, as amended, and of the Bond and Warrant Law of 1931, as amend-

ed, shall apply to and govern the purchase of any such properties by any such city or town, in pursuance of the provisions of this Act, and the issuance, sale, and delivery of any such bonds, and manner of securing the payment thereof, and in respect to the enforcement of such obligations, and the rights and remedies of the owners and holders of such bonds or of any person acting in their behalf, in respect to the maintenance and operation of the properties acquired in pursuance of this Act, and in respect to the accomplishment of all the purposes of this Act; except as herein specifically provided for and prescribed by the terms of this Act; and except that none of the limitations and restrictions contained in or imposed by Sections 2, 3, and 4 of said Bond and Warrant Law of 1931, as amended, shall apply to or govern any such purchase of any such properties or issuance of any such bonds by any such city or town; and except that, as is hereby expressly provided, any such city or town may purchase any such properties and issue any such bonds, and may use such bonds or the proceeds of the sale thereof for the purchase of any such properties or to accomplish any of the purposes of this Act, by action of its Governing Body as expressed by Ordinance authorizing and effecting same, and without the necessity of any referendum, and without the necessity of calling or holding any election to authorize any such action, and without the necessity of giving or publishing any notice of intention to acquire any such properties or to issue any such bonds, and without the necessity of advertising or calling for any competitive bids in respect thereto; and provided that in the event there is any conflict between the provisions of this Act and the provisions of said Articles 1111 to 1118, inclusive, Revised Civil Statutes of Texas of 1925, as amended, or the provisions of said Bond and Warrant Law of 1931, as amended, or the provisions of any other applicable Act or law, the provisions of this Act shall control; and, in all events, all specific provisions of this Act shall control."

The amendment was adopted.

Senator Kelley offered the following amendment to the bill:

Amend H. B. 679 by adding thereto a new section to be known as Sec. —, which section shall read as follows:

"Section —. Nothing herein shall be construed as preventing the governing body of such city from calling an election to authorize the issuance of revenue bonds for any one or more of the purposes herein provided, and if such election is called, it shall be held in accordance with and subject to the provisions of Chapter 1 of Title 22, Revised Civil Statutes of Texas, as amended, and such bonds may be issued if the proposition is approved by a majority of the qualified property taxpaying voters who have duly rendered their property for taxation."

The amendment was adopted.

On motion of Senator Kelley, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

House Bill 679 on Third Reading

Senator Kelley moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 679 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Fuller
Ashley	Hardeman
Bracewell	Hazlewood
Colson	Kazen
Corbin	Kelley
Fly	Lane

Latimer	Roberts
Lock	Rogers
Martin	of Childress
McDonald	Rogers of Travis
Moffett	Secrest
Moore	Shireman
Owen	Strauss
Parkhouse	Wagonseller
Phillips	Weinert
Ratliff	Willis

House Bill 212 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 212, A bill to be entitled "An Act amending Article 1034 of the Texas Penal Code, providing a saving clause, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 212 on Third Reading

Senator Kelley moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 212 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Colson
Ashley	Corbin
Bracewell	Fly

Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Owen	Willis

House Bill 723 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 723, A bill to be entitled "An Act prohibiting the sale of fish taken from the waters of Caddo Lake; providing a penalty for violation; making an exception; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 723 by adding after the words "Caddo Lake" in Section 2 the following:

"In Harrison County."

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 723 by striking out the words "Marion" and "Counties" in Section 1 and inserting in lieu thereof the word "County."

The amendment was adopted.

On motion of Senator Lane, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 723 on Third Reading

Senator Lane moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 723 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 354 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 354, A bill to be entitled "An Act amending Section 106 (a) and Section 106 (a), Paragraphs 1 and 5 of Article 6701d, being the uniform Act regulating traffic on highways used in the actual harvesting and transporting of certain vegetables from the fields to a packing or processing plant; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 354 on Third Reading

Senator Kelley moved that Senate

Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 354 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 757 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 757, A bill to be entitled "An Act relating to fishing in Caddo Lake in Harrison and Marion Counties; providing for a three-year closed season on crappie during the months of March, April and May; providing a limit on the number and size of crappie taken from these wa-

ters; providing a limit on the number and size of catfish taken from these waters; providing a penalty for violation; repealing conflicting laws; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 757 by adding after the words "Caddo Lake" in Section 2 the following:

"in Harrison County."

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 757 by adding after the words "Caddo Lake" in Section 4 the following:

"in Harrison County."

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 757 by adding after the words "Caddo Lake" in Section 3 the following:

"in Harrison County."

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend House Bill No. 757 by striking out the words, "and Marion Counties," in line two of Section 1 and inserting in lieu thereof the word "county."

The amendment was adopted.

On motion of Senator Lane, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 757 on Third Reading

Senator Lane moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 757 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 213 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 213, A bill to be entitled "An Act amending Article 11.19, Chapter 11, of the Insurance Code of the State of Texas, Revised Civil Statutes of Texas of 1925, relating to mutual legal reserve companies having a surplus equal to the capital and surplus requirements of a capital stock company, as provided in Article 3.02, Chapter 3, Insurance Code of the State of Texas, Revised Civil Statutes of Texas of 1925."

The bill was read second time and was passed to third reading.

House Bill 213 on Third Reading

Senator Latimer moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 213 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 872 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 872, Making it lawful to take or catch rough fish in Wood County by use of 2 in. mesh net or seine.

The bill was read second time and was passed to third reading.

House Bill 872 on Third Reading

Senator McDonald moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 872 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 873 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 873, A bill to be entitled "An Act prescribing the devices which may be used for fishing in the public fresh waters of Haskell County; stating a rule of evidence; providing a

penalty for violation of the Act; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 873 on Third Reading

Senator Moffett moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 873 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 866 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 866, A bill to be entitled "An Act amending Article 6954, Revised Civil Statutes of Texas, 1925, as amended, which relates to certain stock law elections, so as to make it apply to King County; and declaring an emergency."

The bill was read the second time.

Senator Moffett offered the following amendment to the bill:

Amend House Bill No. 866 by striking out the words and figures "one hundred (100)" wherever they appear in Section 1 of said bill and inserting in lieu thereof the words and figures "thirty-five (35)," and also by striking out the words and figures "fifty (50)" wherever they appear in Section 1 of said bill and inserting in lieu thereof the words and figures "fifteen (15)."

The amendment was adopted.

On motion of Senator Moffett and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 866 on Third Reading

Senator Moffett moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 866 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 134 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 134, A bill to be entitled "An Act amending Section One of House Bill No. 23, Fifty-third Legislature, Regular Session, to provide for the deposit of certain Funds and Fees to the Special Department of Agriculture Fund in the State Treasury; providing for an effective date of this Act; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 134 on Third Reading

Senator Moffett moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 134 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Latimer
Bracewell	Lock
Colson	Martin
Corbin	McDonald
Fly	Moffett
Fuller	Moore
Hardeman	Owen
Hazlewood	Parkhouse
Kazen	Phillips
Kelley	Ratliff

Roberts	Shireman
Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Weinert
Secrest	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 594 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 594, A bill to be entitled "An Act authorizing the appointment of an investigator by the District Attorney of the Special Judicial District of Midland County; prescribing his powers and duties and providing for his compensation and expenses; authorizing the appointment of an investigator for Midland County by the district attorney of the judicial district exercising jurisdiction in Midland County in the event the Special Judicial District of Midland County is abolished or expires by operation of law; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 594 on Third Reading

Senator Owen moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 594 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 697 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 697, A bill to be entitled "An Act authorizing the Governing Board of Navigation Districts in this State heretofore or hereafter created under the laws of this State and having within its limits a city containing 375,000 population or more according to the latest preceding or any future Federal Census to make exchange of lands or sales pursuant to exchange of lands; making the provisions hereof cumulative of the provisions of subsections (b) and (c) of the Acts of the Forty-fourth Legislature, Regular Session, 1935, Chapter 134; providing that if any part of this Act be held unconstitutional, it will not

affect the remainder hereof; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 697 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 697 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 345 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 345, A bill to be entitled "An Act to authorize the Board of Supervisors of fresh water supply districts situated in counties having a population of eight hundred thousand or more according to the last preceding federal census, which fresh water supply districts have no outstanding bonded debt, and which districts are not levying any ad valorem taxes to pay operating expenses of the district, may, either upon petition, or upon their own motion, order an election for the purpose of determining whether or not said existing district shall be divided into two districts, with two Boards of Supervisors; or, whether such districts shall exclude territory described by metes and bounds in the order calling said election; providing for the method, time and manner of holding such an election or elections; providing for the government of the successor district or districts; for the preservation of the properties and the proper administration thereof; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 345 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 345 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 785 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 785, A bill to be entitled "An Act applicable only to Lytle Lake, Taylor County, Texas, providing for a closed season on trotline fishing; limiting the number of hooks used on each pole and line or line to two; providing a penalty; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 785 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 785 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman

Strauss
Wagonseller

Weinert
Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 768 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 768, A bill to be entitled "An Act creating the County Court at Law of Taylor County; providing for the adoption of the provisions of this Act by the Commissioners' Court of Taylor County; defining the jurisdiction of said court; regulating practice therein; prescribing the terms of said court; providing for a clerk thereof; providing for transfer of cases pending in the County Court to said court and limiting the jurisdiction of the County Court; creating the office of Judge of the County Court at Law of Taylor County; providing for the selection of the Judge of said court; prescribing his qualifications; fixing his compensation; providing for the appointment and compensation of a secretary and a reporter for said court; making certain other provisions relating to said court; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 768 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three

several days be suspended and that H. B. No. 768 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 367 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 367, A bill to be entitled "An Act amending the first sentence of Section 3 and the first sentence of Section 12, Acts 1933, 43rd Leg., p. 550, Ch. 180, as amended, Acts 1935, 44th Leg., p. 556, Ch. 238, Sec. 1; Acts 1943, 48th Leg., p. 200, Ch. 119, Sec. 1; Acts 1953, 53rd Leg., p. 53, Ch. 43, Sec. 1, by adding thereto a

clause permitting the Commissioner of Agriculture of the State of Texas to enter into a cooperative agreement for the purposes set forth therein, with any Texas firm, corporation or association organized for that purpose, and/or the United States Department of Agriculture, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 367 on Third Reading

Senator Kelley moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 367 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman

Strauss	Weinert
Wagonseller	Willis

House Bill 369 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 369, A bill to be entitled "An Act amending that part of Sec. 2 titled 'Cooperative Agreement' and Sec. 10, Acts 1945, 49th Leg., p. 274, Ch. 203, as amended Acts 1953, 53rd Leg., p. 70, Ch. 52, Sec. 1; by adding thereto a clause permitting the Commissioner of Agriculture of the State of Texas to enter into a cooperative agreement, for the purposes set forth therein, with any Texas firm, corporation or association organized for that purpose, and/or the United States Department of Agriculture, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 369 on Third Reading

Senator Kelley moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 369 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Ashley
-------	--------

Bracewell	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

House Bill 446 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 446, A bill to be entitled "An Act prohibiting the sale of fish or minnows taken from Lake Lavon in Collin County; providing a penalty; repealing all laws in conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 446 on Third Reading

Senator Roberts moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 446 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 50 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 50, A bill to be entitled "An Act providing for a closed season in Collin County upon quail and squirrel until January 1, 1958, providing a penalty, and declaring an emergency."

The bill was read the second time.

Senator Roberts offered the following amendment to the bill:

Amend House Bill 50, Section 1, lines 2 and 3 thereof, by taking out the words "or squirrel."

The amendment was adopted.

Senator Roberts offered the following amendment to the bill:

Amend House Bill No. 50 by deleting all of Section 2 and substituting in lieu thereof the following:

"Section 2. Anyone violating the provisions of this act shall upon conviction in a court of competent jurisdiction be fined not less than Fifty Dollars (\$50) nor more than Five Hundred Dollars (\$500)."

The amendment was adopted.

Senator Roberts offered the following amendment to the bill:

Amend House Bill 50, Section 3, lines 1 and 2 thereof, by taking out the words "and squirrel."

The amendment was adopted.

On motion of Senator Roberts, and

by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 50 on Third Reading

Senator Roberts moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 50 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 297 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 297, A bill to be entitled "An Act authorizing the appointment of two chief deputies for the assessor and collector of taxes in each county of this State having a population of 150,000 inhabitants or more, to be known as the chief deputy assessor and the chief deputy collector; providing for their compensation and method of appointment; providing that this Act shall be cumulative of existing laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 297 on Third Reading

Senator Shireman moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 297 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Latimer
Bracewell	Lock
Colson	Martin
Corbin	McDonald
Fly	Moffett
Fuller	Moore
Hardeman	Owen
Hazlewood	Parkhouse
Kazen	Phillips
Kelley	Ratliff

Roberts	Shireman
Rogers	Strauss
of Childress	Wagon seller
Rogers of Travis	Weinert
Secrest	Willis

House Bill 591 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 591, A bill to be entitled "An Act fixing the salary of the District Attorney of the 105th Judicial District of Texas; authorizing the Commissioners Courts of the Counties comprising the 105th Judicial District of Texas to supplement the salary of the District Attorney and providing the method of supplementation; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 591 on Third Reading

Senator Shireman moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 591 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Colson
Ashley	Corbin
Bracewell	Fly

Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Owen	Willis

House Bill 758 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 758, A bill to be entitled "An Act amending Article 3266, Section 3, Revised Civil Statutes of the State of Texas, providing that Commissioners shall receive for their services Ten (\$10.00) Dollars for each day engaged in the performance of duties and providing that in counties of over five hundred thousand (500,000), the County Judge may set the fee of the Commissioner at any amount he may determine reasonable, not less than Fifteen (\$15.00) Dollars, and providing that Commissioners may withhold their decision until their fees are paid; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 758 on Third Reading

Senator Latimer moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 758 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis

Secrest	Wagonseller
Shireman	Weinert
Strauss	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 633 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 633, A bill to be entitled "An Act prohibiting the use of electricity-producing apparatus in fishing; providing a penalty for violation; making possession of such apparatus in certain circumstances prima facie evidence of a violation of this Act; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 633 on Third Reading

Senator Fly moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 633 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Fuller
Ashley	Hardeman
Bracewell	Hazlewood
Colson	Kazen
Corbin	Kelley
Fly	Lane

Latimer	Roberts
Lock	Rogers
Martin	of Childress
McDonald	Rogers of Travis
Moffett	Secrest
Moore	Shireman
Owen	Strauss
Parkhouse	Wagonseller
Phillips	Weinert
Ratliff	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Senate Concurrent Resolution 16 on Second Reading

The Presiding Officer laid before the Senate on its second reading the following resolution:

S. C. R. No. 16, Granting Eddie L. Sheppard and wife permission to sue the State of Texas.

The resolution was read second time and was adopted by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

House Bill 582 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 582, A bill to be entitled "An Act providing for a closed season on deer in Orange County for a period of five years; providing a penalty; suspending conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 582 on Third Reading

Senator Phillips moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 582 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis

Secrest
Shireman
Strauss

Wagonseller
Weinert
Willis

Vote Reconsidered on House Bill 679

On motion of Senator Kelley and by unanimous consent the vote by which H. B. No. 679 was finally passed was reconsidered and the bill was placed on third reading.

Senator Kelley by unanimous consent withdrew the second amendment previously adopted to H. B. No. 679 and offered the following amendment in lieu thereof:

Amend H. B. 679 by adding thereto a new section to be known as Section —, which section shall read as follows:

"Section —. Nothing herein shall be construed as preventing the governing body of such city from calling an election to authorize the issuance of revenue bonds for any one or more of the purposes herein provided, and if such election is called, it shall be held in accordance with and subject to the provisions of Chapter 1 of Title 22, Revised Civil Statutes of Texas, as amended, and such bonds may be issued if the proposition is approved by a majority of the qualified property taxpaying voters who have duly rendered their property for taxation voting at said election."

The amendment was adopted by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

On motion of Senator Kelley and by unanimous consent the caption was amended to conform to the body of the bill.

The bill, as amended, was finally passed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Conclusion of Local and Uncontested Bill Calendar Session

The Presiding Officer announced the conclusion of the session for the consideration of the Local and Uncontested Bill Calendar.

At Ease

The Presiding Officer at 10:30 o'clock a. m. announced the Senate would stand At Ease until 10:45 o'clock a. m. today.

In Legislative Session

The Presiding Officer (Senator Hardeman in the Chair) called the Senate to order as in Legislative Session at 10:45 o'clock a. m. today.

Leave of Absence

Senator Hazlewood was granted leave of absence for the remainder of the week on account of illness on motion of Senator Moffett.

At Ease

The Presiding Officer announced the Senate would stand At Ease until 11:00 o'clock a. m. today.

In Legislative Session

The President called the Senate to order as in Legislative Session at 11:00 o'clock a. m. today.

House Bills 782 and 77 Re-referred

On motion of Senator Latimer and by unanimous consent H. B.s Nos. 782 and 77 were withdrawn from the Committee on State Affairs and re-referred to the Committee on Counties and County Boundaries.

Senate Concurrent Resolution 44

Senator Moffett offered the following resolution:

S. C. R. No. 44, Inviting Honorable R. B. Anderson, Undersecretary of Defense, to address a Joint Session of the Texas Legislature.

Whereas, The State of Texas has sent many eminent and distinguished individuals to Washington to ably represent it in the halls of both branches of the National Congress, and in the administrative branch of the government; and

Whereas, The said administrative branch of the government has recently given well-deserved recognition to another outstanding Texan, by the appointment of the Honorable R. B. Anderson, a native Texan, and now a resident of Vernon, Wilbarger County, Texas, to the position of Undersecretary of Defense; and

Whereas, This office carries with it tremendous responsibility, and demands qualifications of the very highest order; and

Whereas, The present occupant of that position, the Honorable R. B. Anderson, has filled the position with marked distinction and an unusually high sense of duty; and

Whereas, The Honorable R. B. Anderson is an example of that commendable spirit of rugged individualism which has contributed so much to the greatness of our State and Nation, and has risen by tireless effort, outstanding ability, and conscientious attention to the duties and responsibilities thrust upon him, to one of the important key positions in our national government, so that he is indeed an example of the truthfulness of the oft repeated epigram, "It can only happen here," and thereby fulfills the statement that nowhere else in the world does merit and ability have an equal opportunity to rise to unusual heights as it does in our country; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that we do extend an earnest and sincere invitation to the Honorable R. B. Anderson, Undersecretary of Defense of the U. S. Government, to visit our State and address the Legislature in joint session at some time convenient to him, prior to the adjournment of this, its 54th regular session; and be it further

Resolved, That the Secretary of the Senate send a copy of this resolution to the Honorable R. B. Anderson,

Washington, D. C., by airmail as soon as possible after the adoption of this resolution.

**MOFFETT
McDONALD**

The resolution was read.

On motion of Senator Moffett and by unanimous consent the resolution was considered immediately and was adopted.

Reports of Standing Committees

Senator Rogers of Travis by unanimous consent submitted the following reports:

Austin, Texas,
April 20, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 103, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS of Travis, Chairman.

Austin, Texas,
April 20, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 524, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

ROGERS of Travis, Chairman.

Austin, Texas,
April 20, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred S. B. No. 155, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the substitute adopted, in lieu thereof, do pass, as amended, and be printed.

ROGERS of Travis, Chairman.

C. S. S. B. No. 155 was read the first time.

Senator Shireman by unanimous consent submitted the following report:

Austin, Texas,
April 20, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 415, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SHIREMAN, Chairman.

Senator Hardeman by unanimous consent submitted the following reports:

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 357, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 344, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 466, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 409, have had the same under

consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 725, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 642, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senator Kelley by unanimous consent submitted the following report:

Austin, Texas,
April 20, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 713, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

House Joint Resolution 11 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. J. R. No. 11, Proposing an amendment to Article I of the Constitution of the State of Texas by adding thereto another section following Section 15, conferring on the Legislature the authority to regulate lunacy proceedings and to provide for waiver of trial by jury where

the person under inquiry has not been charged with commission of a criminal offense.

The resolution was read second time and was passed to third reading.

Motion to Place House Joint Resolution 11 on Third Reading

Senator Parkhouse moved that Senate Rules 32 and 45 and the Constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 11 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—23

Aikin	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Weinert
Martin	Willis
Moffett	

Nays—6

Ashley	Rogers
Hardeman	of Childress
McDonald	Wagonseller
Roberts	

Absent

Fuller

Absent—Excused

Hazlewood

House Bill 42 on Second Reading

On motion of Senator Fly, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 42, "amending House Bill 599, Chapter 260, Acts of the Fifty-second Legislature at its Regular Session, 1951, by amending Section 3, and adding Sections 28, 29, 30, 31, 32, and 33."

The bill was read second time.

Senator Fly offered the following amendment to the bill:

Amend H. B. 42 by striking out the following words in that Section numbered "Section 28" as follows: "It is further provided that Perpetual Care Cemeteries already chartered shall have a period of two years in which to comply with the foregoing capital requirements, and provided further that any company now chartered may, with the approval of the banking commissioner, be allowed an additional three years or a total of five years to qualify." And adding in lieu thereof the following: "Nothing contained in this Section 28 shall apply to cemetery corporations chartered prior to the effective date of this Act; provided, however, that any corporation which amends its charter shall be required to comply with the minimum requirements set forth in this Section 28."

The amendment was adopted.

Senator Fly offered the following amendment to the bill:

Amend H. B. 42, Section 1, by adding at the end of the paragraph numbered "Section 29" on Pages 3 and 4 of the original bill the following words: "Nothing contained in this Section 29 shall apply to cemetery corporations chartered prior to the effective date of this Act, provided, however, that any corporation which amends its charter shall be required to comply with the minimum requirements set forth in this Section 29."

The amendment was adopted.

On motion of Senator Fly, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 42 on Third Reading

Senator Fly moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 42 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Bracewell
Ashley	Colson

Fly	Phillips
Corbin	Ratliff
Hardeman	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Owen	Willis
Parkhouse	

Absent

Fuller Lock

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 701 on Second Reading

On motion of Senator Rogers of Travis, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 701, A bill to be entitled "An Act authorizing Lower Colorado River Authority to issue Bonds not to exceed sixty-five million (\$65,000,000.00) Dollars in aggregate principal amount, repealing that portion of the Lower Colorado River Authority Act limiting amount of Bonds which may be issued by such District to fifty million (\$50,000,000) Dollars and all other laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 701 on Third Reading

Senator Rogers of Travis moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 701 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Colson

Corbin	Parkhouse
Fly	Phillips
Hardeman	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Owen	Willis

Absent

Fuller

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent

Lock Ratliff

Absent—Excused

Hazlewood

Senate Resolution 263

Senator Owen offered the following resolution:

Whereas, We are honored today to have in the gallery Bowie and Crockett Junior High School classes of the Future Homemakers of America, accompanied by Misses Joyce McDaniels and Ruth Owens, their teachers, and sponsored by Mrs. F. K. Irwin, all of Odessa; and

Whereas, These students and guests

are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Owen, by unanimous consent, presented the students, teachers and sponsor to the Members of the Senate.

House Bill 75 on Second Reading

On motion of Senator Kelley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 75, A bill to be entitled "An Act amending Section 1 of Chapter 44 of the Acts of the Fifty-third Legislature, First Called Session, 1954, to delete all reference to population of county; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 75 on Third Reading

Senator Kelley moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 75 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Ashley	McDonald
Bracewell	Moffett
Corbin	Moore
Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Kazen	Ratliff
Kelley	Roberts
Lane	Rogers
Latimer	of Childress
Martin	Rogers of Travis

Shireman	Weinert
Strauss	Willis
Wagonseller	

Nays—1

Aikin

Absent

Colson	Secrest
Lock	

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Ashley	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Shireman
Latimer	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

Nays—1

Aikin

Present—Not Voting

Martin

Absent

Bracewell	Secrest
Lock	

Absent—Excused

Hazlewood

House Bill 279 on Second Reading

On motion of Senator Strauss and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 279, A bill to be entitled "An Act amending Section 2 and Section 7 of Acts of the 50th Legislature, 1947, Chapter 180, page 294, codified as Sections 2 and 7 of Article 5506c, Vernon's Civil Statutes of Texas, so as to eliminate the neces-

sity of posting notice of Factors' Lien; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 279 on Third Reading

Senator Strauss moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 279 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Owen
Ashley	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
Moffett	Willis
Moore	

Nays—1

McDonald

Absent

Bracewell

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Latimer
Ashley	Lock
Colson	Martin
Corbin	Moffett
Fly	Moore
Fuller	Parkhouse
Hardeman	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress

Rogers of Travis	Wagonseller
Shireman	Weinert
Strauss	Willis

Nays—1

McDonald

Absent

Bracewell	Phillips
Owen	Secrest

Absent—Excused

Hazlewood

Reports of Standing Committees

Senator Lane, by unanimous consent, submitted the following reports:

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 478, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 672, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 678, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil

Jurisprudence, to whom was referred H. C. R. No. 17, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 39, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 40, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 48, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 49, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 53, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 55, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 59, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 67, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 68, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 77, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 88, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 45, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 46, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 47, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 50, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 51, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 57, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 58, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 60, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 61, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 62, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 65, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 66, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 78, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 81, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 85, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 86, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

LANE, Chairman.

Senator Fly by unanimous consent submitted the following reports:

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 77, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 782, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 414, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

FLY, Chairman.

Senate Bill 202 with House Amendments

Senator Fuller called S. B. No. 202 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Fuller moved that the Senate do not concur in the House amendments, but that a conference committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Fuller, Strauss, Lane, Latimer and Parkhouse.

House Bill 495 on Second Reading

On motion of Senator McDonald and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 495, A bill to be entitled "An Act amending Section 5 of House Bill 495, Acts of the 53rd Legislature, Regular Session, 1953, Chapter 309, Page 778, so as to clarify the fees to be charged as Court costs in the Small Claims Court; etc., and declaring an emergency."

The bill was read the second time.

Senator McDonald offered the following committee amendment to the bill:

Amend H. B. No. 495 by striking all of Section 5 beginning after the

period following the word "court" in the last line of page one.

The amendment was adopted.

On motion of Senator McDonald and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 495 on Third Reading

Senator McDonald moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 495 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moffett
Ashley	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Absent

Bracewell	Rogers of Childress
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Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lane
Ashley	Latimer
Bracewell	Lock
Colson	Martin
Fly	McDonald
Fuller	Moffett
Hardeman	Moore
Kazen	Owen
Kelley	Parkhouse

Ratliff	Strauss
Roberts	Wagonseller
Rogers of Travis	Weinert
Secrest	Willis
Shireman	

Absent

Corbin	Rogers
Phillips	of Childress

Absent—Excused

Hazlewood

Senate Resolution 264

Senator Hardeman offered the following resolution:

Whereas, Today is the 119th anniversary of the 16th decisive battle of the world which gave independence to Texas; and

Whereas, Every Texan, be he native-born or an adopted son, is grateful for the sacrifices of the soldiers and citizens in bringing such independence to this great land; now, therefore, be it

Resolved, by the Senate of Texas, That the Senate pay tribute and respect to the memory of those great heroes who were responsible for our freedom and independence and that in recognition thereof when the Senate adjourns today it do so in memory of and gratitude to the immortal heroes of San Jacinto.

HARDEMAN
MARTIN
AIKIN
LANE
WEINERT

Signed—Ben Ramsey, Lieutenant Governor; Ashley, Bracewell, Colson, Corbin, Fly, Fuller, Hazlewood, Kazen, Kelley, Latimer, Lock, McDonald, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Roberts, Rogers of Childress, Rogers of Travis, Secrest, Shireman, Strauss, Wagonseller, Willis.

The resolution was read.

On motion of Senator Moffett the names of the Lieutenant Governor and all of the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Resolution 265

Senator Parkhouse offered the following resolution:

Whereas, We are honored to have

in the gallery of the Senate, students from Southern Methodist University insurance class, accompanied by their instructors, Mr. Frank Young and Mr. Eugene Pierce, Mr. Charles Eversole, president of the Dallas Association of Insurance Agents, and Mr. Jack L. Curtis; and

Whereas, These students are here for a two-day field trip to study the various divisions of the Insurance Department, and to learn at firsthand the workings of other departments of their State Government, and in particular the Senate; now, therefore, be it

Resolved, That we officially recognize and welcome these students and their instructor, and commend them for their interest; and that a copy of this resolution, properly indorsed, bearing the official seal of the Senate, be mailed to each of them in recognition of their visit.

The resolution was read and was adopted.

Senator Parkhouse, by unanimous consent, presented the students and instructors to the Members of the Senate.

Bills and Resolutions Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

H. B. No. 861, A bill to be entitled "An Act establishing the Fannin County Juvenile Board; prescribing its membership and powers and providing for compensation of its members; repealing conflicting laws; providing for severability; and declaring an emergency."

H. B. No. 123, A bill to be entitled "An Act amending subparagraph (d) of paragraph (1) of Section 1, Article 3.50, subchapter E, of Senate Bill No. 236, Chapter 491, Acts of the Fifty-second Legislature, Regular Session, 1951, to increase the maximum amount of group life insurance which may be written on an employee; and declaring an emergency."

H. B. No. 863, A bill to be entitled "An Act constituting a local law for the maintenance of Public Highways for Dallas County, to become operative after an election shall have been held and carried in said County; au-

thorizing the tax collector of Dallas County to collect certain amounts of money from owners of such vehicles; etc.; and declaring an emergency."

H. B. No. 644, A bill to be entitled "An Act amending Chapter 398, Acts of the 53rd Legislature, Regular Session, 1953, extending the open season on squirrel in Angelina County; and declaring an emergency."

H. B. No. 631, A bill to be entitled "An Act amending Section 2 of Senate Bill No. 171, Acts of 1951, page 819, Chapter 465, as amended, relating to the Statement of Facts in a criminal proceeding so as to provide that the defendant may preserve in the Statement of Facts or by informal bill of exception certain objections; repealing Section 3 of such Act; and declaring an emergency."

H. B. No. 512, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution, comprising certain territory contained in Tarrant County, Texas, to be known as 'Benbrook Water and Sewer Authority,' for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing, transporting, and distributing the same and providing plants and facilities for the collection, transportation, processing, disposal and control of all domestic, industrial and communal wastes; providing for a board of directors for the government of said authority; authorizing the authority to do all things necessary to the exercise of the powers herein granted; authorizing the issuance of bonds and providing for payment and security thereof; making applicable to the District Title 52, Revised Civil Statutes of Texas, as amended, relating to eminent domain and certain general laws relating to water control and improvement districts; prescribing the other powers of the authority; providing a saving clause; enacting other provisions relating to this subject; and declaring an emergency."

H. B. No. 23, A bill to be entitled "An Act making it unlawful to write, draw, print, publish or distribute, offer for distribution, display, exhibit, sell, offer for sale, or give away, or possess for the purpose of distribution, display, exhibition, sale, or giving away, any lewd, depraved,

or corruptive comic book; defining offenses; prescribing penalties; providing that proof of certain facts shall constitute prima facie evidence; providing for seizure, confiscation, and sale of any property used in connection with any violation hereof, and disposition of proceeds therefrom; providing for enforcement by injunction and other processes; defining certain terms; providing for certain exceptions; containing a separability clause; and declaring an emergency."

H. B. No. 425, A bill to be entitled "An Act amending House Bill No. 6, Chapter 77, General Laws of the 43rd Legislature, Regular Session, 1933, as amended by House Bill No. 12, Chapter 174, Acts of the 48th Legislature, Regular Session, 1943, relating to the granting by the Commissioner of the General Land Office and the Board of Regents of the University of Texas of certain easements and right-of-ways on and across public lands, and declaring an emergency."

H. B. No. 796, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution, comprising the territory hereinafter described and situated within Haskell County, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; providing for the annexation of additional territory thereto; providing for a Board of Directors for the government of said district; authorizing the district to do all things necessary to make available for municipal, domestic and industrial uses, the water from underground sources, and water it may obtain by purchase, lease and operation contracts with cities, persons, firms, corporations and public agencies; authorizing the issuance of bonds and providing for the payment and security thereof; making applicable to the district Title 52 relative to eminent domain and certain general laws relating to water control and improvement districts; requiring the district to bear the expense of relocation or other change in certain facilities; prescribing the other powers of the district; enacting other provisions relating to the subject; and declaring an emergency."

H. B. No. 684, A bill to be entitled

"An Act to amend Section 102, Article 199, Revised Civil Statutes of Texas, 1925, as amended, providing for continuous terms of court for the 102nd Judicial District of Texas, in Red River County; and declaring an emergency."

H. B. No. 119, A bill to be entitled "An Act enabling cities having a population of over one hundred and thirty thousand and not over two hundred and eighty-five thousand according to the last preceding United States census to establish two or more Corporation Courts, not exceeding four; providing for the qualifications and selection of the judges thereof; providing for the appointment of a clerk and deputy clerks; providing for the jurisdiction and the holding of sessions of such courts, the filing of complaints therein, and the procedure before such courts and appeals therefrom; repealing conflicting laws; and declaring an emergency."

H. B. No. 859, A bill to be entitled "An Act fixing the open season for squirrel in Nacogdoches, Sabine and San Augustine Counties; providing a penalty for violation; repealing conflicting laws; and declaring an emergency."

H. B. No. 113, A bill to be entitled "An Act amending subdivisions (b) and (c) of Section 244 of the Election Code of the State of Texas, relating to statements of campaign contributions and expenditures to be filed by candidates; and declaring an emergency."

H. C. R. No. 92, Congratulating Dr. Jonas Salk on the success of his polio vaccine.

H. C. R. No. 87, Recalling House Bill No. 407 from the Governor's Office.

H. B. No. 100, A bill to be entitled "An Act to amend Section 3, Acts, 1937, Forty-fifth Legislature, page 893, Chapter 436, as amended by Acts, 1939, Forty-sixth Legislature, page 433, House Bill No. 419; providing for inspection of steam boilers in all public and private schools, colleges, universities, county courthouses, and public places; and declaring an emergency."

Senate Concurrent Resolution 45

Senator Kazen offered the following resolution:

S. C. R. No. 45, Requesting Legislative Council to study needs for care and treatment of criminally insane.

Whereas, Texas penal and civil statutes appear to be in conflict concerning public responsibility for the custody, care and treatment of persons legally declared or medically determined to be criminally insane; and

Whereas, There is need for establishing more precise legal policy for detecting, identifying and separating persons criminally insane from persons mentally ill and from psychopaths in state mental hospitals and in the Texas Prison System; and

Whereas, One thousand (1,000) or more criminally insane persons are in custody of various state hospitals and the Texas Prison System; and

Whereas, The criminally insane seldom respond to either prison rehabilitation programs or medical or psychiatric treatments, and therefore disrupt and tend to destroy the primary programs or functions of mental hospitals and prison units; and

Whereas, Recent riots in state mental hospitals have been incited by persons criminally insane; now therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the Texas Legislative Council is requested to initiate immediately a study of the need for additional state facilities for the care and treatment of persons who are criminally insane and who have been committed either to the State Prison System or to institutions governed by the Board for State Hospitals and Special Schools, giving attention to determination of an appropriate agency or body for the governance of such facilities and to their probable costs of construction and operation; that affected institutions shall cooperate with the Legislative Council and shall provide, if necessary, for the diagnosis, classification, and location of persons who are criminally insane; that the Council study the laws of this state governing the commitment, release and transfer between institutions of persons criminally insane with a view to recommending any changes necessary to insure proper care and treatment of such persons; that pending the appointment of the members of the Texas Legislative Council of the Fifty-fourth Legislature, the Lt. Governor as Chairman, the Speaker of the House of Representatives as Vice-chairman, initiate

the study herein requested and, should they deem it desirable, appoint such advisory committee or committees to be composed of a member of the Board for Texas State Hospitals and Special Schools and a member of the Texas Prison Board and such other persons as they may select; that the Council report to the members of the Legislature and to the Governor its findings and recommendations by October 1, 1955, or as soon thereafter as may be possible.

The resolution was read and was referred to the Committee on Civil Jurisprudence.

House Bill 237 on Second Reading

On motion of Senator Aikin, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 237, A bill to be entitled "An Act amending Section 6 of Article 21.07 of Senate Bill 236 known as the Insurance Code, Acts, 1951, 52nd Legislature; providing for an increase in the annual fee to be paid by agents of any life insurance company, accident insurance company, life and accident, health and accident, or life, health and accident insurance company, or association or organization, local mutual aid association or statewide mutual association, from Two (\$2.00) Dollars to Five (\$5.00) Dollars; also providing for an additional annual fee of Two (\$2.00) Dollars for each and every appointment of any agent by any such company, and not otherwise amending such present law."

The bill was read second time and was passed to third reading.

House Bill 237 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 237 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bracewell	Fuller

Hardeman	Phillips
Kazen	Ratliff
Kelley	Roberts
Lane	Rogers
Latimer	of Childress
Lock	Rogers of Travis
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Owen	Weinert
Parkhouse	Willis

Absent

Fly

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent—Excused

Hazlewood

House Bill 678 Ordered Not Printed

On motion of Senator Phillips, and by unanimous consent, H. B. No. 678 was ordered not printed.

Senate Bill 154 with House Amendments

Senator Shireman called S. B. No. 154 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Shireman moved that the Senate concur in the House amendments.

The motion prevailed.

Record of Votes

Senators Kelley and Phillips asked to be recorded as voting "nay" on concurrence in the House amendments to S. B. No. 154.

House Concurrent Resolution 93 on Second Reading

On motion of Senator Ashley, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 93, Suspending the Joint Rules so that either House may take up and consider House Bill No. 685 at any time.

The resolution was read second time and was adopted.

Record of Vote

Senator Wagonseller asked to be recorded as voting "nay" on the adoption of the above resolution.

House Bill 678 on Second Reading

On motion of Senator Phillips, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 678, A bill to be entitled "An Act amending Article 591, Code of Criminal Procedure, of Texas, 1925, so as to specify the manner of drawing names for a special venire from the jury wheel; specifying the manner of preparation of the list of such names and the method of preserving such lists and providing for the return of certain names to the jury wheel; providing for severance of any part of this Act held invalid; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 678 on Third Reading

Senator Phillips moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 678 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fuller	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent

Fly Rogers of Travis

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Absent

Rogers of Travis

Absent—Excused

Hazlewood

Senate Joint Resolution 1 with House Amendments

Senator Hardeman called S. J. R. No. 1 from the President's table for consideration of the House amendments to the resolution.

The President laid the resolution and House amendments before the

Senate, and the House amendments were read.

Senator Hardeman moved that the Senate do not concur in the House amendments, but that a conference committee be appointed to adjust the differences between the two Houses on the resolution.

The motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the resolution:

Senators Hardeman, Shireman, Lane, Ratliff, and Ashley.

Record of Vote

Senator Martin asked to be recorded as voting "Nay" on the motion not to concur.

House Bill 78 on Second Reading

On motion of Senator Shireman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 78, A bill to be entitled "An Act providing the qualifications for jurors in the State of Texas; providing certain exemptions from jury service; etc.; and declaring an emergency."

The bill was read the second time.

Senator Shireman offered the following committee amendment to the bill:

Amend H. B. No. 78 by adding a new subsection to be numbered 15, which shall read as follows:

15. All registered pharmacists who are actively engaged in the practice of their profession.

The committee amendment was adopted.

Senator Shireman offered the following committee amendment to the bill:

Amend House Bill No. 78, Section 2, Subdivision "5," page 3 of the bill, by inserting after the word "attorneys" the following:

"and spouses of attorneys"

The committee amendment was adopted.

Senator Shireman offered the following committee amendment to the bill:

Amend House Bill No. 78, Section 2, subdivision "6-," page 3 of the bill, by inserting after the word "All" and before the word "conductors" the following:

"railroad station agents"

The committee amendment was adopted.

Senator Shireman offered the following committee amendment to the bill:

Amend House Bill No. 78, Section 2, subdivision "12" by striking out the language therein contained and substituting therefor the following:

"12. Any registered nurse, vocational nurse or T. B. nurse who is licensed under the laws of the State of Texas and is actively engaged in the practice of such profession."

On motion of Senator Aikin the amendment was tabled.

Senator Shireman offered the following committee amendment to the bill:

Amend House Bill No. 78, Section 2, by adding a new subdivision to be numbered 16 and to read as follows:

"16. Agents and patrolmen engaged in forestry protection work employed by the State Department of Forestry when engaged in the actual discharge of their duties."

The committee amendment was adopted.

Senator Shireman offered the following committee amendment to the bill:

Amend House Bill No. 78, Section 2, pages 3 and 4 of the bill by striking out subdivision "10" and renumbering the succeeding subdivisions.

The committee amendment was adopted.

Senator Strauss offered the following amendment to the bill:

Amend H. B. No. 78 by adding a new subsection under Section 2 to be appropriately numbered, "The wife of any man who is summoned to serve on the same jury panel."

The amendment was adopted.

Record of Votes

Senator Fly asked to be recorded as voting "Nay" on the adoption of all the above amendments to H. B. No. 78.

On motion of Senator Shireman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on the passage of H. B. No. 78 to third reading.

House Bill 78 on Third Reading

Senator Shireman moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 78 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Owen
Ashley	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fuller	Roberts
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
McDonald	Weinert
Moffett	Willis

Nays—5

Bracewell	Martin
Fly	Rogers
Hardeman	of Childress

Absent

Moore

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time.

Senator Roberts offered the following amendment to the bill:

Amend H. B. 78 by adding to the end of Section 3 the following language:

"and at other times during the day as may within the discretion of the judge be proper."

The amendment failed of adoption by the following vote:

Yeas—11

Aikin	Roberts
Corbin	Rogers
Moffett	of Childress
Moore	Rogers of Travis
Parkhouse	Secrest
Ratliff	Wagon seller

Nays—17

Ashley	Martin
Bracewell	McDonald
Fuller	Owen
Hardeman	Phillips
Kazen	Shireman
Kelley	Strauss
Lane	Weinert
Latimer	Willis
Lock	

Absent

Colson Fly

Absent—Excused

Hazlewood

The bill was finally passed by the following vote:

Yeas—24

Aikin	Moore
Ashley	Owen
Colson	Parkhouse
Corbin	Phillips
Fuller	Ratliff
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
McDonald	Weinert
Moffett	Willis

Nays—6

Bracewell	Roberts
Fly	Rogers
Hardeman	of Childress
Martin	

Absent—Excused

Hazlewood

House Bill 683 on Second Reading

Senator Secrest asked unanimous consent to suspend the regular order of business and take up H. B. No. 683 for consideration at this time.

There was objection.

Senator Secrest then moved to suspend the regular order of business and take up H. B. No. 683 for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Weinert
McDonald	Willis
Moffett	

Nays—3

Corbin	Wagonseller
Moore	

Absent

Colson

Absent—Excused

Hazlewood

The President laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 683, A bill to be entitled "An Act providing for the amendment of Article 21.28 of the Texas Insurance Code of 1951 such Act contrary; providing for the notification of reinsurers of delinquent insurers; providing for the use of the records of delinquent insurers and of the liquidator in evidence; providing for the certification of records by the liquidator; providing for the receipt in evidence, etc.; and declaring an emergency."

The bill was read the second time.

Senator Moore offered the following amendment to the bill:

Amend H. B. No. 683, page 9 of the printed bill, Sec. 11, subsection (b), by adding another paragraph at the end of subsection (b) to read as follows:

"Provided, however, that in no event shall the expenses of the Liquidator exceed 20 per cent of the assets of the defunct company."

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. 683 by adding a new sentence after the last one in subsection (b) of "Section 12," to read as follows:

"Any salaries paid to any employee shall be in line with the salaries of the general appropriation Act of the Legislature, and after September 1, 1955, shall be in amounts as provided by the general appropriation Act. The same shall apply to travel and other expenses."

The amendment was adopted.

On motion of Senator Secrest, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 683 on Third Reading

Senator Secrest moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 683 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Colson

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 284 on Second Reading

On motion of Senator Willis, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 284, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution comprising the territory contained within the city of Haltom City in Tarrant County, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; providing for the annexation of additional territory thereto; providing for a Board of Directors for the government of said district; authorizing the District to do all things necessary to make available for municipal and industrial uses, etc., and declaring an emergency."

The bill was read second time.

Senator Willis offered the following amendment to the bill:

Amend House Bill No. 284 by striking out all of Section 3 and inserting in lieu thereof the following:

"Sec. 3. (a) All powers of the Authority shall be exercised by a board of five (5) directors. Each director shall serve for his term of office as herein provided, and thereafter until his successor shall be appointed and qualified. No person shall be a director unless he resides in and owns taxable property in the Authority. No member of a governing body of any city or town, and no employee of a city or town shall be a director. Such directors shall subscribe to the Constitutional oath of office, and each shall give bond in the amount of Five Thousand (\$5,000) Dollars for the faithful performance of his duties, the cost of which shall be paid by the Authority. A majority shall constitute a quorum.

"(b) Immediately after this Act becomes effective, the County Judge of Tarrant County shall call an election for the election of five (5) directors. The election order shall appoint a Presiding Judge who is authorized to appoint an Assistant Judge and such Clerks as may be necessary to hold such election. Notice of the election shall be published in a newspaper published in Haltom City

or in the City of Fort Worth at least one time, at least ten (10) days prior to the date set for the election. Only qualified voters residing in the Authority who own taxable property therein and who have duly rendered the same for taxation shall be entitled to vote. The returns of the election shall be made to and canvassed by the County Judge who shall enter an order declaring the result thereof. As soon as such Directors qualify, they shall hold a meeting and determine by lot (unless otherwise determined by unanimous vote of the Board of Directors) the two Directors whose terms shall expire the first Tuesday in April, 1956, and the three whose terms shall expire the first Tuesday in April, 1957.

"(c) On the first Tuesday in April of each year hereafter, there shall be elected two Directors or three Directors, as the case may be, who shall succeed the Directors whose terms are then scheduled to expire, and each Director so elected shall serve for a term of two years from the date of his election, or until his successor is elected and qualified.

"(d) The regular elections shall be ordered by the Board of Directors. The Board shall appoint the presiding judge, who shall appoint an assistant judge and at least two (2) clerks. Notice of the election shall be published in a newspaper published in Haltom City or in the City of Fort Worth one time at least ten (10) days prior to the election. Only qualified voters residing in the Authority who own taxable property therein and who have duly rendered the same for taxation shall be entitled to vote. The returns of the election shall be made to and canvassed by the Board of Directors of the Authority who shall adopt a resolution declaring the result thereof.

"(e) Any candidate for director desiring to have his name printed on the ballot may do so by a petition so requesting signed by not less than fifty (50) residents of the Authority who are qualified to vote at the election. Such petition shall be presented to the County Judge for the first election and thereafter to the Secretary of the Board of Directors. The petition shall be presented on such date as will allow not less than fifteen (15) full days between the date of presentation and the date of the election.

"(f) Vacancies occurring in the Board of Directors shall be filled for

the unexpired term by majority vote of the remaining Directors.

"(g) Each director shall receive a fee of not to exceed ten dollars (\$10.00) for attending each meeting of the Board. Each director shall also be entitled to receive not to exceed ten dollars (\$10.00) per day devoted to the business of the Authority and to reimbursement for actual expenses incurred in attending to Authority business, provided that such service and expense are expressly approved by the Board."

The amendment was adopted.

Senator Willis offered the following amendment to the bill:

Amend House Bill No. 284 by deleting all of Sec. 7 and inserting in lieu thereof the following:

"Sec. 7. (a) For the purpose of carrying out any power or authority conferred by this Act the Authority shall have the right to acquire land and easements within and without the Authority by condemnation in the manner provided by Title 52, Revised Civil Statutes, as amended, relating to eminent domain. The amount of and character of interest in land and easements thus to be acquired shall be determined by the Board of Directors.

"(b) The amount of land which the Authority may condemn above the top of the probable high water line shall be limited to an area included in a horizontal projection from a point four feet above the spillway level except where the abrupt terrain would not, in the opinion of the Board of Directors, provide for a twenty-five foot roadway with firm and safe foundation. This limitation shall not apply to land for the construction of the dam with location for a filtering plant, settling tanks, distribution point, locks, pumps, material storage yards, and other uses necessary and incidental to the operation of the water plant.

"(c) If, within five years from date of acquisition by purchase or condemnation the Authority desires to sell any land so acquired, the person from whom such land was acquired shall have the right to purchase the land for the price he received for it, but if a trust instrument is given to secure bonds of the Authority, such trust instrument may prohibit the sale of any land except under conditions therein prescribed."

The amendment was adopted.

Senator Willis offered the following amendment to the bill:

Amend House Bill No. 284 by striking out all of Sec. 22 and inserting in lieu thereof the following:

"Sec. 22. The Authority is authorized to establish or otherwise provide for public parks and recreation facilities, and to acquire land adjacent to any of its reservoirs for such purposes, provided, however, that no money received from taxation or from bonds payable wholly or partially from taxation shall be used for such purpose, and that the Authority shall not condemn for park or recreation purposes any land which is not required for other purposes of the Authority."

The amendment was adopted.

Senator Willis offered the following amendment to the bill:

Amend House Bill No. 284 by striking out all of Sec. 8 and inserting in lieu thereof the following:

"Sec. 8. Any construction contract or contracts for the purchase of material, equipment or supplies requiring an expenditure of more than \$2,500.00 shall be made to the lowest responsible bidder after publication of a notice to bidders once each week for two (2) weeks before awarding the contract. Such notice shall be sufficient if it states the time and place when and where the bids will be opened, the general nature of the work to be done, or the material, equipment or supplies to be purchased, and states where and the terms upon which copies of the plans and specifications may be obtained. The publication shall be in a newspaper published in the City of Haltom City or City of Fort Worth and designated by the Board of Directors."

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. No. 284 by striking out all of Subsections b and c of Section 21.

The amendment was adopted.

On motion of Senator Willis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 284 on Third Reading

Senator Willis moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 284 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Fuller

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Fuller

Absent—Excused

Hazlewood

House Bill 363 on Second Reading

Senator Parkhouse asked unanimous consent to suspend the regular order of business and take up H. B. No. 363 for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up H. B. No. 363 for consideration at this time.

The motion prevailed by the following vote:

Yeas—21

Aikin	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Ratliff
Fly	Rogers of Travis
Fuller	Secrest
Hardeman	Shireman
Kazen	Strauss
Kelley	Wagonseller
Lane	Willis
Latimer	

Nays—9

Ashley	Phillips
Lock	Roberts
Martin	Rogers
McDonald	of Childress
Moffett	Weinert

Absent—Excused

Hazlewood

The President laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 363, A bill to be entitled "An Act to amend Article 2529, Revised Civil Statutes of Texas, 1925, as amended by providing that certain revenue bonds issued by certain cities may be pledged with the State Treasurer as collateral for deposit of state funds, and declaring an emergency."

The bill was read the second time and was passed to third reading.

Motion to Place House Bill 363 on Third Reading

Senator Parkhouse moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that

House Bill No. 363 be placed on its third reading and final passage.

The motion was lost by the following vote:

Yeas—14

Bracewell	Latimer
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Hardeman	Ratliff
Kazen	Strauss
Kelley	Willis

Nays—14

Ashley	Rogers
Lane	of Childress
Lock	Rogers of Travis
Martin	Secrest
McDonald	Shireman
Moffett	Wagonseller
Phillips	Weinert
Roberts	

Absent

Aikin	Fuller
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Absent—Excused

Hazlewood

Senate Resolution 266

Senator Aikin offered the following resolution:

Whereas, Mr. Henry Ayres, Mr. Henry Graves, Mr. O. W. Boswell and Mr. Fred Kincaid of Paris are visitors in the Capitol today, and

Whereas, The Senate is delighted to have these outstanding citizens as our guests, now, therefore, be it

Resolved, That they be extended the privileges of the floor for today.

The resolution was read and was adopted.

Senator Aikin by unanimous consent presented the guests to the Members of the Senate.

Presentation of Guest

Senator Colson, by unanimous consent, presented Judge C. L. McIver from Leon County to the Members of the Senate.

House Bill 107 on Second Reading

On motion of Senator Owen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its

second reading and passage to third reading:

H. B. No. 107, A bill to be entitled "An Act fixing the compensation for Grand Jury Bailiffs in counties of 190,000 to 200,000 population; the number to be appointed, compensation to be paid, and designating the funds from which such payments shall be made."

The bill was read second time and passed to third reading.

House Bill 107 on Third Reading

Senator Owen moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 107 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Owen
Ashley	Phillips
Bracewell	Ratliff
Colson	Roberts
Corbin	Rogers
Hardeman	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis
Moore	

Nays—1

Fly

Absent

Fuller	Parkhouse
Kazen	

Absent—Excused

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Corbin
Ashley	Fly
Bracewell	Hardeman
Colson	Kazen

Kelley	Roberts
Latimer	Rogers
Lock	of Childress
Martin	Rogers of Travis
McDonald	Secrest
Moffett	Shireman
Moore	Strauss
Owen	Wagonseller
Phillips	Weinert
Ratliff	Willis

Absent

Fuller	Parkhouse
Lane	

Absent—Excused

Hazlewood

Motion to Place House Concurrent Resolution 91 on Second Reading

Senator Martin asked unanimous consent to suspend the regular order of business and take up H. C. R. No. 91 for consideration at this time.

There was objection.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 268 by vote of 122 ayes, 4 noes.

The House has concurred in Senate amendments to House Bill No. 475 by vote of 125 ayes, 0 noes.

The House has concurred in Senate amendments to House Bill No. 539 by vote of 130 ayes, 1 no.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Adjournment

On motion of Senator Weinert, the Senate at 1:30 o'clock p. m., adjourned until 10:00 o'clock a. m. on Monday, April 25, 1955.

Record of Votes

Senators Phillips and Willis asked to be recorded as voting "nay" on the motion to adjourn.

FIFTY-FIRST DAY

(Monday, April 25, 1955)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fly

Lock

A quorum was announced present.

The Reverend Wm. H. Dickinson, Associate Pastor of Highland Park Methodist Church of Dallas and Chaplain of the 36th Infantry Division, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, April 21, 1955, were dispensed with and the Journal was approved.

Leaves of Absence

Senator Fly was granted leave of absence for today on account of important business on motion of Senator Roberts.

Senator Lock was granted leave of absence for today and the remainder of the week on account of important business on motion of Senator Aikin.

Senate Resolution 267

Senator Lane offered the following resolution:

Whereas, We are honored today to have in the gallery thirty students from the American History and Civics Class of the Beckville High School, Beckville, Texas, accompanied by Mr. J. N. Canter, Mr. J. W. Walters, Miss Norma Meador and Mrs. Roy Vise; and